

Minutes
Town of Lake Park, Florida
Special Call Commission Meeting
February 11, 2006 5:00 p.m.
Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Special Call Commission Meeting on Saturday, February 11, 2006 at 5:00 p.m. Present were Mayor Castro, Vice-Mayor Garretson, Commissioners Balius, and Daly, Town Manager Paul Carlisle, Town Attorney Thomas Baird, and Deputy Town Clerk Vivian Mendez. Commissioner Carey was absent.

Deputy Town Clerk Vivian Mendez performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA

Vice-Mayor Garretson asked to have Scripps added to the Discussion and Possible Action portion of the agenda. Vice-Mayor Garretson assured the Commission that his comment would take one minute.

Motion: A motion was made by Vice- Mayor Garretson to approve the agenda adding a brief Scripps statement to Discussion & Possible Action; Commissioner Daly made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balius	X		
Commissioner Daly	X		
Commissioner Carey			Absent
Vice-Mayor Garretson	X		
Mayor Castro	X		

Motion passed 4-0.

Mayor Castro asked to have the Presentation and Public Comments sections removed from the agenda.

Mayor Castro turned the gavel over to Commissioner Daly.

Motion: A motion was made by Mayor Castro to remove Presentation and Public Comment from the agenda; Vice-Mayor Garretson made the second.

Vote on Motion:

Commission	Yes	No	Other
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Commissioner Balus	X		
Commissioner Daly	X		
Commissioner Carey			Absent
Vice-Mayor Garretson	X		
Mayor Castro	X		

Motion passed 4-0.

Commissioner Daly returned the gavel to Mayor Castro.

DISCUSSION AND POSSIBLE ACTION

Discussion about Mariner's Key Appeal

Mayor Castro stated that he called this meeting to order after a discussion with the Town Manager. Mayor Castro stated that he would like to appeal the decision of the Planning & Zoning Board regarding the variance to reduce the width of the parking spaces from ten (10) feet to nine (9) feet. Mayor Castro stated that the criteria in the Town Code was not met.

Town Manager Paul Carlisle gave a brief explanation of the project indicating that a nine (9) foot variance was requested, which still left the project short of the parking requirement. Town Manager Paul Carlisle stated that a variance was not necessary for the project to proceed. Town Manager Paul Carlisle indicated that when the request for the variance was received it should have included total number of parking spaces as well as size of the space. Town Manager Paul Carlisle stated that in his opinion the nine (9) foot parking spaces makes the project sellable because it allows for more parking spaces.

Larry Smith of Gary, Dietrich & Ryan Law Firm in North Palm Beach, representing the applicant who is also the property owner joint venture between BH Equities and Black Rock Realty. Mr. Smith stated that in his opinion information was lost in the translation. Mr. Smith stated that the client is committed to work with the Town to make this project successful. Mr. Smith gave a brief background on the property owner. Mr. Smith asked the Town Commission to consider that the property owner is willing to put \$20,000,000.00 of improvements to this property, \$1,000,000.00 of it in landscaping. Mr. Smith indicated that additional professionals have been hired to get this project underway.

Mayor Castro inquired if Dodi Glass been retained for this project. Mr. Smith was not aware if Ms. Glass had been retained. Mayor Castro asked the Town Attorney Thomas Baird if there would be a conflict of interest if Ms. Glass was retained for this project. Town Attorney Thomas Baird stated that there would be no conflict of interest.

Mayor Castro stated to Mr. Smith that the Commission will do what they felt necessary to protect the Town. Mayor Castro indicated to Mr. Smith that the Town is willing to work with the property owner, but is not comfortable with what was stated at the last Commission meeting. Mayor Castro thanked Mr. Smith for his presentation.

Mayor Castro passed the gavel to Vice-Mayor Garretson.

Motion: A motion was made by Mayor Castro to retain an attorney to file an appeal of the variance that was granted by the Planning & Zoning Board in January

on the parking space dimensions; Commissioner Balias made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balias	X		
Commissioner Daly	X		
Commissioner Carey			Absent
Vice-Mayor Garretson	X		
Mayor Castro	X		

Motion passed 4-0.

Vice-Mayor Garretson returned the gavel to Mayor Castro.

Town Attorney Thomas Baird informed the Town Commission that neither he or Karen Roselli would be able to represent the Planning & Zoning Board or the Town Commission in the case due to a conflict of interest. Town Attorney Thomas Baird suggested making a motion for him to retain an attorney to represent the Planning & Zoning Board. Town Attorney Thomas Baird suggested hiring Nancy Strode to represent the Planning & Zoning Board and Lynn Rubin to represent the Town Commission.

Motion: A motion was made by Vice-Mayor Garretson to authorize Town Attorney Thomas Baird to obtain other attorneys to represent the Planning & Zoning Board and the Town Commission for the appeal process; Commissioner Balias made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balias	X		
Commissioner Daly	X		
Commissioner Carey			Absent
Vice-Mayor Garretson	X		
Mayor Castro	X		

Motion passed 4-0.

Scripps

Vice-Mayor Garretson stated that as of Friday February 10, 2006 all the Northern County City's are trying to have Scripps built in their City. Palm Beach County Commissioners will vote on this

project on Tuesday, February 14, 2006. Jupiter and Palm Beach Gardens is offering to lower the price of Scripps. Vice-Mayor Garretson would like to offer either financial or In-kind support to the project. Mayor Castro stated that a vote could not be made at this time, that it would need to be placed on a regular agenda with the proper advertisement.

Town Manager Paul Carlisle stated that the Town can state that it will consider funding at the next Town Commission meeting or after the vote from the County Commissioners. Mayor Castro stated that the Commission gives consensus to consider this at the next Commission meeting.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Vice-Mayor Garretson and seconded by Commissioner Daly, and by unanimous vote, the meeting adjourned at 5:15 p.m.



Mayor Paul Castro



Deputy Town Clerk Vivian Mendez



Approved on this 1st day of March, 2006.

AGENDA

Lake Park Town Commission
Town of Lake Park, Florida
Special Call Commission Meeting
Saturday, February 11, 2006 at 5:00 p.m.
Lake Park Town Hall
535 Park Avenue

Paul Castro	—	Mayor
Paul Garretson	—	Vice Mayor
G. Chuck Balius	—	Commissioner
Jeff Carey	—	Commissioner
Edward Daly	—	Commissioner
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Paul Carlisle	—	Town Manager
Thomas J. Baird, Esq.	—	Town Attorney
Stephanie Thomas	—	Town Clerk

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision of the Town Commission, with respect to any matter considered at this meeting, such interested person will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. *Persons with disabilities requiring accommodations in order to participate in the meeting should contact the Town Clerk's office by calling 881-3311 at least 48 hours in advance to request accommodations.*

A. **CALL TO ORDER**

B. **INVOCATION-None**

C. **PLEDGE OF ALLEGIANCE-none**

D. **ROLL CALL**

E. **ADDITIONS/DELETIONS - APPROVAL OF AGENDA**

F. **PRESENTATIONS:**

G. **PUBLIC and OTHER COMMENT**

This time is provided for audience members to address items that do not appear on the Agenda. Please complete a comment card and provide it to the Town Clerk so speakers may be announced. Please remember, comments are limited to a TOTAL of three minutes.

H. **DISCUSSION AND POSSIBLE ACTION**

1. Discussion about Mariner's Key Appeal.

I. **ADJOURNMENT:**